

#4

**DECLARATION AND POWER
OF ATTORNEY FOR UTILITY
OR DESIGN**

PATENT APPLICATION

☐ Declaration ☒ Declaration

Submitted with Submitted after Initial

Initial Filing Filing (surcharge

37 CFR 1.16(e) required)

Attorney Docket No.

FJN-077

First Named Inventor

Tani

COMPLETE IF KNOWN

Application Serial Number

09/423,905

Filing Date

November 16, 1999

Group Art Unit

Not yet assigned

Examiner Name

Not yet assigned

As a below named inventor, I hereby declare that:

My residence, post office address, and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

Therapeutic Agent for Preventing and/or Treating Sepsis

(Title of the Invention)

the specification of which

☐ is attached hereto

OR

☒ was filed on
(MM/DD/YYYY)

March 19, 1999

as United States Application Serial Number or PCT International

Application Number PCT/JP99/01373 and was amended on (MM/DD/YYYY) (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose to the Patent Office all information known by me to be material to patentability as defined in 37 CFR 1.56.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or of any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached?	
				YES	NO
70914/1998	JP	March 19, 1998	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	<input checked="" type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>

☐ Additional foreign application numbers are listed on a supplemental priority data sheet attached hereto.

I hereby claim the benefit under 35 U.S.C. 119(e) of any United States provisional application(s) listed below.

Application Serial Number(s)	Filing Date (MM/DD/YYYY)	<input type="checkbox"/> Additional provisional application serial numbers are listed on a supplemental priority data sheet attached hereto.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Name of Sole or First Inventor:		<input type="checkbox"/> A petition has been filed for this unsigned inventor									
Given Name (first and middle [if any])					Family Name or Surname						
<u>Tohru</u>					<u>TANI</u>						
Inventor's Signature		<u>Tohru Tani</u>					Date		<u>Feb. 8, 2000</u>		
Residence		City	<u>Kusatsu-shi</u>	State	<u>Shiga</u>	Country	<u>Japan JPX</u>	Citizenship	<u>Japanese</u>		
Post Office Address		<u>4-3-6, Sakuragaoka, Nojimachi</u>									
P.O. Address (line 2)		City	<u>Kusatsu-shi</u>	State	<u>Shiga</u>	ZIP	<u>525-0055</u>	Country	<u>Japan</u>		
<input type="checkbox"/> Additional inventors are being named on the _____ supplemental Additional Inventor(s) sheet(s) attached hereto.											
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor									
Given Name (first and middle [if any])					Family Name or Surname						
<u>Hiroyuki</u>					<u>KONDO</u>						
Inventor's Signature		<u>Hiroyuki Kondo</u>					Date		<u>Feb. 8, 2000</u>		
Street Address		City	<u>Otsu-shi</u>	State	<u>Shiga</u>	Country	<u>Japan JPX</u>	Citizenship	<u>Japanese</u>		
Post Office Address		<u>22-46-607, Kayanoura</u>									
P.O. Address (line 2)		City	<u>Otsu-shi</u>	State	<u>Shiga</u>	ZIP	<u>520-2143</u>	Country	<u>Japan</u>		
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor									
Given Name (first and middle [if any])					Family Name or Surname						
Inventor's Signature							Date				
Residence		City		State		Country		Citizenship			
Post Office Address											
P.O. Address (line 2)		City		State		ZIP		Country			

Declaration and Power of Attorney for Utility or Design Patent Application

Serial No.: 09/423,905

Page 2 of 3

DECLARATION – Utility or Design Patent Application

I hereby claim the benefit under 35 U.S.C. 120 of any United States application(s), or 365(c), of any PCT international application designating the United States of America, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. 112, I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

U.S. Parent Application or PCT Parent Serial Number	Parent Filing Date (MM/DD/YYYY)	Parent Patent Number (if applicable)
PCT/JP99/01373	March 19, 1999	

☐ Additional U.S. or PCT international application numbers are listed on a supplemental priority data sheet attached hereto.

As a named inventor, I hereby appoint the following registered practitioners to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith: ☐ Customer Number

OR

☒ Registered practitioner(s) name/registration number listed below

Place Customer
Number Bar Code
Label Here

Name	Registration Number	Name	Registration Number
Steven M. Bauer	<u>31,481</u>	Thomas C. Meyers	<u>36,989</u>
John V. Bianco	<u>36,748</u>	Joseph B. Milstein	<u>42,897</u>
Isabelle A.S. Blundell	<u>43,321</u>	David G. Miranda	<u>42,898</u>
Maureen A. Bresnahan	<u>44,559</u>	Ronda P. Moore	<u>44,244</u>
Michael H. Brodowski	<u>41,640</u>	Edmund R. Pitcher	<u>27,829</u>
Jennifer A. Camacho	<u>43,526</u>	Kurt Rauschenbach	<u>40,137</u>
Joseph A. Capraro, Jr.	<u>36,471</u>	Dianne M. Rees	<u>45,281</u>
John J. Cotter	<u>38,116</u>	Michael A. Rodriguez	<u>41,274</u>
John V. Forcier	<u>42,545</u>	R. Stephen Rosenholm	<u>45,283</u>
Michael J. Giannetta	<u>42,574</u>	J. Scott Southworth	<u>39,382</u>
Duncan A. Greenhalgh	<u>38,678</u>	Christopher W. Stamos	<u>35,370</u>
William G. Guerin	<u>41,047</u>	Joseph P. Sullivan	<u>P-45,349</u>
Ira V. Heffan	<u>41,059</u>	Robert J. Tosti	<u>35,393</u>
Danielle L. Herritt	<u>43,670</u>	Thomas A. Turano	<u>35,722</u>
Mi Kim	<u>44,830</u>	Michael J. Twomey	<u>38,349</u>
Douglas J. Kline	<u>35,574</u>	Christine C. Vito	<u>39,061</u>
John D. Lanza	<u>40,060</u>	Patrick R.H. Waller	<u>41,418</u>
Timothy P. Linkkila	<u>40,702</u>	Daniel A. Wilson	<u>P-45,508</u>
Kurt W. Lockwood	<u>40,704</u>	Yin P. Zhang	<u>44,372</u>

☐ Additional registered practitioners named on supplemental Registered Practitioner Information sheet attached hereto.

Direct all correspondence to:

Patent Administrator
Testa, Hurwitz & Thibault, LLP
High Street Tower
125 High Street
Boston, MA 02110
Tel. No.: (617) 248-7000
Fax No.: (617) 248-7100